

# HOUSE . . . . . No. 268

By Mr. Binienda of Worcester, petition of John J. Binienda and others relative to creditable service for retirement purposes for duty in the armed forces of the United States. Public Service.

## The Commonwealth of Massachusetts

### PETITION OF:

John J. Binienda	Stephen M. Brewer
Emile J. Goguen	Anne M. Gobi
Anthony J. Verga	Paul K. Frost

In the Year Two Thousand and Five.

AN ACT RELATIVE TO CREDITABLE SERVICE IN THE ARMED FORCES OF THE UNITED STATES.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Notwithstanding the provisions of paragraph (h) of subdivision  
2 (1) of section 4 of chapter 32 of the General Laws or of any other  
3 general or special law or rule or regulation to the contrary, any  
4 member inactive who has been retired and who is receiving a  
5 retirement allowance and who is a veteran, who served in the  
6 armed forces of the United States between January 1, 1940 and  
7 the termination of the Selective Service Act of 1948, shall be enti-  
8 tled to credit for such service in the armed forces of the United  
9 States; provided, however, that such service shall not be credited  
10 until such member inactive who has been retired has paid into the  
11 annuity savings fund of such system, in one sum or in install-  
12 ments, upon such terms and conditions as the board may pre-  
13 scribe, makeup payments, for each year of creditable service  
14 sought, of an amount equal to the ten percent of the regular annual  
15 compensation of the member inactive when said member inactive  
16 entered the retirement system; provided further, that such cred-  
17 itable service shall not be construed to include service for more  
18 than four years; provided further, that such creditable service shall

19 not be allowed for any period of active service for which said vet-  
20 eran has received credit pursuant to paragraph (h) of subsec-  
21 tion (1) of section 4 of chapter thirty-two of the General Laws or  
22 for which said veteran receives a federal military pension; and  
23 provided further, that any increase in the amount of retirement  
24 allowance for any such member shall be effective beginning, Jan-  
25 uary 1, 2005.